

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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PRISCILIANO CRISTOBAL BONIFACIO,

Plaintiff,

-against-

356 WEST WIRELESS INC d/b/a BOOST  
MOBILE et al.

Defendants.  
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<b>USDC SDNY</b> <b>DOCUMENT</b> <b>ELECTRONICALLY FILED</b> DOC #: _____ DATE FILED: 10/15/2021
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21-CV-4502 (VSB)


**ORDER**

VERNON S. BRODERICK, United States District Judge:

On July 7, 2021, because Plaintiff had served the Complaint in this action but neither of the Defendants had yet appeared, I entered an order directing Plaintiff to seek default judgment. (Doc. 7.) On July 22, 2021, Plaintiff requested an extension of time for Defendants to appear so that this case could be litigated on the merits. (*See* Doc. 8.) While one of the Defendants has now filed its answer, (Doc. 22), the other has still not appeared. Accordingly, if Plaintiff intends to seek a default judgment against non-appearing Defendant 356 West Wireless Inc. (“356 West”), he is directed to do so in accordance with Rule 4(H) of my Individual Rules and Practices in Civil Cases by no later than November 5, 2021. If Plaintiff fails to do so, I will dismiss the claims against 356 West for failure to prosecute pursuant to Federal Rule of Civil Procedure 41(b).

SO ORDERED.

Dated: October 15, 2021  
New York, New York

  
VERNON S. BRODERICK  
United States District Judge